Assembly Sergeant at Arms Room 411 West State Capitol Madison, WI 53702	Please return this slip to a messenger promptly.	Speaking for <i>Information only;</i> Neither for nor against:	Registering against:	Registering In favor:	Speaking against:	Speaking In lavor:	(Representing)	D C General draw free	City & 715 Code)	(Street Address or Route Number)	(Name)	Terry Mussel	Subject	BIII NO. 1 AB 25-8	Date: 4-14-99	(Please print plainly)
Assembly Ser Room 411 Wer State Capito Madison, WI	Please return t	Speaking for Neither for no	Registering a	Registering Ir	Speaking <i>age</i>	Speaking <i>in t</i> i	(Hepresenting	tex Lake	(City & Zip Co	(Street Addres	9# (Name)	AMD	Subject	BIII No.	Date: A	

# Assembly Hearing Slip

( :

bect.	E No.	a: 6:
	A.	HAP
	250	ri/ /
	``	4/
		99

CITY & ZID COOD	Street Address or Route Number)  Fox NAKE No 53933	Name) 416 M;// St.	ANDRE W BATH
	523		

Speaking for <i>Information only;</i> Neither for nor against:	Registering against:	Registering <i>in favor:</i>	Speaking against:	Speaking In lavor:
	0	B		Ø

this slip to a messenger promptly.

rgeant at Arms 53702

# Assembly Hearing Slip

(Please print plainly)

(Representing)	(City & Zip Code) LOCA / 3409 03	Oshkosh WI	Street Address or Route Number	(Name)	Or Subject	BIII No. AB 250	Date: 4-18-99
T > 1 + 1 + 1	Ishkosh Corr	154901	Number Lane		•		

Speaking for <i>Information only;</i> Neither for nor against:	Registering against:	Registering In favor:	Speaking against:	Speaking In favor:	
				Ø	

Rlease return this slip to a messenger prompile

Assembly Sergeant at Arms Room 411 West State Capitol Madison, WI 53702

					•										
Assembly Sergeant at Arms Room 411 West	Please return this slip to a messenger promptly.	Speaking for <i>Information only;</i> Neither for nor against:	Registering against:	Registering in favor:	Speaking against:	Speaking In lavor:	tlng/	(City & Zip Code)	(Street Address or Route Number)	149 E-Wilson	Marianne Coo	Or Subject	BIII NO, 43 256	Date: 4-14-55	(Please print plainly)
	nger promptly.							* *		·	K				
					•			٠	1		ĺ	I	l	l	

Madison, WI 53702 State Capitol

Please return this slip to a messenger prompily

•
Þ
S
S
Ø
$\Box$
丑
0
⋜
工
$\sim$
9
-
ari
arin
arin
aring
arin
aring

(Please print plainly)

Assembly Sergeant at Arms Room 411 West State Capitol Madison, WI 53702	Arms	Assembly Sergeant at Arms Room 411 West State Capitol Madison, WI 53702	
Please return this slip to a messe	nessenger promptly.	Please return this slip to a messenger promptly.	Ÿ.
Speaking for <i>Information only;</i> Neither for nor against:	naly;	Speaking for <i>information only;</i> Neither for nor against:	
Registering against:	0	Registering against:	
Registering <i>in favor:</i>	- <del>Q</del>	Registering In lavor:	
Speaking <i>against:</i>		Speaking against:	•
Speaking in favor:	€3,	Speaking <i>in favor:</i>	
(Representing)		(Representing)	
LOCA 18 (2) 45 cmps		WELL Council off.	
(City & Zip Code)		(City & Zip Code)	·
Mayoun Wi	54/73	Wis	
(Street Address or Route Number	umber)	(Street Address or Route Number)	
807 10 Brown	10	1773 Carch 0	
(Name)		- 1	
Robert Mccinn	7	GREY IL. Con;	
Subject	6///	Subject Aut: Imme 1911	
BIII No. 8 250		BIII NO. ABASO	1
Date:		Date: 4-14-99	1
(דוסמסס ליוויג לימיויי)			

# Assembly Hearing Slip

(Please print plainly)

Speaking for <i>Information only;</i> Neither for nor against:	Registering against:	Registering in lavor:	Speaking against:	Speaking <i>in favor:</i>	. 8	LOLA / 18 / May May	Mayoun WI	(Street Address or Route Number)	(Name) 807 10 Brown	Robert Mcciun	956 8 ON IIIB	Date	
			0	B		n State 19		3					

Or Sublect	BIII No. AB 250	Date: 4-14	(Plea
	250	-99	(Please print plainly)

C W. 5493	CATES 7 C	(Cily & Zip Code)	Ford du lac wit. 54930	(Street Address or Route Number)	422 Forest Rie.	(Name)	Dake A. Pierce	7
-----------	-----------	-------------------	------------------------	----------------------------------	-----------------	--------	----------------	---

Speaking for <i>Information only;</i> Neither for nor against:	Registering against:	Registering In lavor:	Speaking ageinst:	Speaking In Iavor:
	0			×

Please	
return	
this slip	
to a	
messenger	
promptly.	

Madison, WI 53702	State Capitol	Room 411 West	Assembly Sergeant a
			Ц
			Arms

# Assembly Hearing Slip

(Please print plainly)

(Representing)	(City & Zip Code)	Street Address or Route Number)	(Name) MERCIEN	Subject Through BM	Date: 041499.
	45.54303	aced De		BILL	

Speaking for Information only;	Registering against:	Registering in lavor:	Speaking against:	Speaking In favor:
כ		Ø,		Þ

Please return this slip to a messenger promptly.

Neither for nor against:

0

Madison, WI 53702	State Capitol	Room 411 West	Assembly Sergeant
			a t
•			Arms

## Assembly Hearing Slip

(Please print plainly),

(Name)	Daw Milwithon	Or Subject	BIII No. /3 250	Date: 0-1-1-1-29
•	~P€			

(Representing)	Local 219	(City & Zip Code)	Oh Kives	(Street Address or Route Number	618 M912	(Name)	Day Mil
Corrections	1 Jackson		To shar	ute Number)			the thoope

Speaking for <i>information only;</i> Neither for nor against:	Registering against:	Registering in favor:	Speaking against:	Speaking In Iavor:	
<u> </u>		0		A	

Rlease return this slip to a messenger prompti-State Capitol Assembly Sergeant at Arms Room 411 West

Madison, WI 53702

(Representing)	10CAC 219	(City & Zip Code)	18mfH WISKEGO	(Street Address or Route Number)	1818 (Rum An)	(Name)	Les Teacher	Or Subject	BIII NO. ABBSS	Date: 4-14-99	(Please print plainly)
----------------	-----------	-------------------	---------------	----------------------------------	---------------	--------	-------------	------------	----------------	---------------	------------------------

Speaking for <i>information only;</i> Neither for nor against;	Registering against:	Registering in lavor:	Speaking against:	Speaking In favor:
0	0			A

Please return this slip to a messenger promptly.

State Capitol Room 411 West Assembly Sergeant at Arms Madison, WI 53702

# Assembly Hearing Slip

(Please print plainly)

BIII No. 250  BIII No. 250  Subject  Subject  Row LAESSIL  (Name)  HES HENRY MALL  (Street Address or Route Number)  MADEON UT  (City & Zip Code)  STATE LAB OF HYLLENE	4-14-99
---	---------

(Representing)	S7776	
9	2	
	LAB	,
	70	
	12/2	
	र्था ।	
	w	

/BYO	
-3	

Speaking for <i>Information only;</i> Neither for nor against;	Registering <i>against:</i>	Registering In Iavor:	Speaking against:	Speaking in lavor:
M)	0		0	C

Please return this slip to a messenger promptly.

Madison, WI 53702 State Capitol Assembly Sergeant at Arms Room 411 West

# Assembly Hearing Slip

(Please print plainly)

	Or. Subject	BIII No.	Date:
Sunday Guy Dr		AB250	4-13.99
rewin i			

-	Name)	Waster Carr Carry
---	-------	-------------------

(Representing)	Sold Sand Vista	(City & Zip Code)
	立	ı

Benistering against:	Registering In Iavor:	Speaking against:	Speaking <i>in lavor:</i>	
0	B			

Please return this slip to a messenger prom

Speaking for Information only; Neither for nor against:

Room 411 West Madison, WI 53702 State Capitol Assembly Sergeant at Arms

(Please print plainly)

(City & AFSC	(Street	(Name)	<u>\</u>	Subject	BIII No.	Date:
(City & Zip Code)  AFSCME Council 24 (USEU (Representing)	(Street Address or Route Number)	(Name) 8058 HWYG	Karl Hacker	Subject Substances	BIII NO, 4B 2SO	Date: 4/14/69
Cour	or Route	س۷6	Hac	Stan	2	100
2 C 8	(Jademun)	7,	Ker	C S	Ŏ	
2) 41	593					
ISEQ.						

Speaking In layor:
Speaking against:

Registering against:

Registering In Iavor:

Speaking for Information only; Neither for nor against:

O

Please return this slip to a messenger promptly.

Assembly Sergeant at Arms Room 411 West

State Capitol Madison, WI 53702

sembly Sergeant at Ar

### <u>PENNSYLVANIA STATUTES</u>

#### TITLE 18

#### Chapter 27

§ 2703. Assault by prisoner.

- (a) Offense defined. A person who is confined in or committed to any local or county detention facility, jail or prison or any State penal or correctional institution or other State penal or correctional facility, located in this Commonwealth, is guilty of a felony of the second degree if he, while so confined or committed or while undergoing transportation to or from such an institution or facility in or to which he was confined or committed intentionally or knowingly commits an assault upon another with a deadly weapon or instrument, or by any means or force likely to produce serious bodily injury. A person is guilty of this offense if he intentionally or knowingly causes another to come into contact with blood, seminal fluid, saliva, urine or feces by throwing, tossing, spitting or expelling such fluid or material when, at the time of the offense, the person knew, had reason to know, should have known or believed such fluid or material to have been obtained from an individual, including the person charged under this section, infected by a communicable disease, including, but not limited to, human immunodeficiency virus (HIV) or hepatitis B.
- (b) Consecutive sentences. The court shall order that any sentence imposed for a violation of section 2702 (a) (relating to aggravated assault) where the victim is a detention facility or correctional facility employee, be served consecutively with the person's current sentence.

### § 2703.1. Aggravated harassment by prisoner.

A person who is confined in or committed to any local or county detention facility, jail or prison or any State penal or correctional institution or other State penal or correctional facility located in this Commonwealth commits a felony of the third degree if he, while so confined or committed or while undergoing transportation to or from such an institution or facility in or to which he was confined or committed, intentionally or knowingly causes or attempts to cause another to come into contact with blood, seminal fluid, saliva, urine or feces by throwing, tossing, spitting or expelling such fluid or material.

### § 2704. Assault by life prisoner.

Every person who has been sentenced to death or life imprisonment in any penal institution located in this Commonwealth, and whose sentence has not been commuted, who commits an aggravated assault with a deadly weapon or instrument upon another, or by any means of force likely to produce serious bodily injury, is guilty of a crime, the penalty for which shall be the same as the penalty for murder of the second degree. A person is guilty of this offense if he

intentionally or knowingly causes another to come into contact with blood, seminal fluid, saliva, urine or feces by throwing, tossing, spitting or expelling such fluid or material when, at the time of the offense, the person knew, had reason to know, should have known or believed such fluid or material to have been obtained from an individual, including the person charged under this section, infected by a communicable disease, including, but not limited to, human immunodeficiency virus (HIV) or hepatitis B.

#### AN ACT

PROVIDING FOR THE CONTINUED OPERATION OF THE DEPARTMENT OF HUMAN RIGHTS AND INCLUDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 216A.5, Code 1997, is repealed. Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

RON J. CORBETT
Speaker of the House

MARY E. KRAMER
President of the Senate

I hereby certify that this bill originated in the House and is known as House File 578, Seventy-seventh General Assembly.

ELIZABETH ISAACSON Chief Clerk of the House

Approved \_\_\_\_\_, 1997

TERRY E. BRANSTAD

Governor

House File 542, p. 2

of the jail or institution or facility under the control of the department of corrections.

Speaker of the House RON J. CORBETT

President of the Senate MARY E. KRAMER

I hereby certify that this bill originated in the House and is known as House File 542, Seventy-seventh General Assembly.

Chief Clerk of the House 1997 Approved

ELIZABETH ISAACSON

TERRY E. BRANSTAD

FLUIDS OR SECRETIONS.

A person who, while confined in a jail or in an institution corrections, commits any of the following acts commits a class or facility under the control of the department of

control of the department of corrections, which results in the employee's contact with blood, seminal fluid, urine, or feces. 1. An assault, as defined under section 708.1, upon an employee of the jail or institution or facility under the

2. An act which is intended to cause pain or injury or be insulting or offensive and which results in blood, seminal

HOUSE FILE 542

TIONS WHICH RESULT IN CONTACT WITH CERTAIN BODILY FLUIDS OR

TO PROHIBIT ACTS BY INMATES OF JAILS OR CORRECTIONAL INSTITU-

AN ACT

FLUIDS OR SECRETIONS ON JAIL AND CORRECTIONAL EMPLOYEES, AND SECRETIONS OR THE CASTING OR EXPELLING OF CERTAIN BODILY

PROVIDING PENALTIES.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA;

Section 1. NEW SECTION. 708.3B INMATE ASSAULTS -- BODILY

"D" felony:

Governor

fluid, urine, or feces being cast or expelled upon an employee

### 708.3A Assaults on peace officers, fire fighters, and health care providers.

- 1. A person who commits an assault, as defined in section 708.1, against a peace officer, health care provider, or fire fighter, whether paid or volunteer, with the knowledge that the person against whom the assault is committed is a peace officer, health care provider, or fire fighter and with the intent to inflict a serious injury upon the peace officer, health care provider, or fire fighter, is guilty of a class "D" felony.
- 2. A person who commits an assault, as defined in section 708.1, against a peace officer, health care provider, or fire fighter, whether paid or volunteer, who knows that the person against whom the assault is committed is a peace officer, health care provider, or fire fighter and who uses or displays a dangerous weapon in connection with the assault, is guilty of a class "D" felony.
- 3. A person who commits an assault, as defined in section 708.1, against a peace officer, health care provider, or fire fighter, whether paid or volunteer, who knows that the person against whom the assault is committed is a peace officer, health care provider, or fire fighter, and who causes bodily injury or disabling mental illness, is guilty of an aggravated misdemeanor.
- 4. Any other assault, as defined in section 708.1, committed against a peace officer, health care provider, or fire fighter, whether paid or volunteer, by a person who knows that the person against whom the assault is committed is a peace officer, health care provider, or fire fighter, is a serious misdemeanor.
- 5. As used in this section, "health care provider" means an emergency medical care provider as defined in chapter 147A or a person licensed or registered under chapter 148, 148C, 148D, 150, 150A, or 152 who is providing or who is attempting to provide emergency medical services, as defined in section 147A.1, or who is providing or who is attempting to provide health services as defined in section 135.61 in a hospital. A person who commits an assault under this section against a health care provider in a hospital, or at the scene or during out-of-hospital patient transportation in an ambulance, is presumed to know that the person against whom the assault is committed is a health care provider.

Section History: Recent form

95 Acts, ch 90, §3; 96 Acts, ch 1069, § 1



Iowa General Assembly



Search: Iowa Code 1997

NECT YORK STATE

## AGGRAVATED HARASSMENT OF EMPLOYEE BY INMATE—CONTACT WITH BODILY FLUIDS

CHAPTER 92

A. 8389-C

Approved May 21, 1996

Deemed effective June 5, 1996

AN ACT to amend the penal law, the criminal procedure law and the correction law, in relation to establishing the crime of aggravated harassment of an employee by an inmate

The People of the State of New York represented in Senate and Assembly to expert of

§ 1. Paragraph (e) of subdivision 3 of section 70.06 of the penal law, as amended by chapter 3 of the laws of 1995, is amended to read as follows:

(e) For a class E felony, the term must be at least three years and must not exceed four years; provided, however, that where the sentence is for the class E felony offense specified in section 240.32 of this chapter, the maximum term must be at least three years and must not exceed five years.

§ 2. The penal law is amended by adding a new section 240.32 to read as follows:

### § 240.32 Aggravated harassment of an employee by an inmate.

An inmate or respondent is guilty of aggravated harassment of an employee by an inmate when, with intent to harass, annoy, threaten or alarm a person in a facility whom he knows or reasonably should know to be an employee of such facility or of the division of parole or office of mental health, he causes or attempts to cause such employee to come into contact with blood, seminal fluid, urine or feces, by throwing, tossing or expelling such fluid or material.

For purposes of this section, "inmate" means an inmate in a correctional facility, local correctional facility or a hospital, as such term is defined in subdivision two of section four hundred of the correction law. For purposes of this section, "respondent" means a juvenile in a secure facility operated and maintained by the division for youth who is placed with or committed to the division for youth. For purposes of this section, "facility" means a correctional facility or local correctional facility, hospital, as such term is defined in subdivision two of section four hundred of the correction law, or a secure facility operated and maintained by the division for youth.

Aggravated harassment of an employee by an inmate is a class E felony.

§ 3. Subdivision 5 of section 220.10 of the criminal procedure law is amended by adding a new paragraph (h) to read as follows:

(h) Where the indictment charges the class E felony offense of aggravated harassment of an employee by an inmate as defined in section 240.32 of the penal law, then a plea of guilty must include at least a plea of guilty to a class E felony.

§ 4. The opening paragraph of subdivision 2 of section 851 of the correction law, as amended by chapter 60 of the laws of 1994, is amended to read as follows:

"Eligible inmate" means a person confined in an institution who is eligible for release on parole or who will become eligible for release on parole or conditional release within two years. Provided, however, that a person under sentence for an offense defined in paragraphs a (a) and b (b) of subdivision one of section 70.02 of the penal law, where such offense involved the use or threatened use of a deadly weapon or dangerous instrument shall not be eligible to participate in a work release program until he or she is eligible for release on parole or who will be eligible for release on parole or conditional release within eighteen months. In the case of a person serving an indeterminate sentence of imprisonment imposed pursuant to the penal law in effect after September one, nineteen hundred sixty-seven, for the purposes of this article parole eligibility shall be upon the expiration of the minimum period of imprisonment fixed by the court or where the court has not fixed any period, after service of the minimum period fixed by the state board of parole. If an inmate is denied release on parole, such inmate shall not be deemed an eligible inmate until he is within two years of his or her next scheduled appearance before the state parole board. In any case where an inmate is denied release on parole while participating in a temporary release program, the department shall review the status of the inmate to determine if continued placement in the program is appropriate. No person convicted of any escape or absconding offense defined in article two hundred five of the penal law shall be eligible for temporary release. Further, no person under sentence for aggravated harassment of an employee by an inmate as defined in section 240.32 of the penal law, any homicide offense defined in article one hundred twenty-five of the penal law or of any sex offense defined in article one hundred thirty of the penal law or of section 255.25 of the penal law shall be eligible to participate in a work release program as defined in subdivision three of this section. Notwithstanding the foregoing, no person who is an otherwise eligible inmate who is under sentence for a crime involving: (a) infliction of serious physical injury upon another as defined in the penal law or (b) any other offense involving the use or threatened use of a deadly weapon may participate in a temporary

scount

42.14

act as

use of

to the s, each three ft and e not nufacty the nipped

based tions.

ite on diffied,

ion to

uct as

release program without the written approval of the commissioner. The commissioner shall promulgate regulations giving direction to the temporary release committee at each institution in order to aid such committees in carrying out this mandate.

§ 5. This act shall take effect fifteen days after the date on which it shall have become a law, provided, however that the amendments made to paragraph (e) of subdivision 3 of section 70.06 of the penal law by section one of this act shall expire on the same date that subdivision 3 of section 70.06 of the penal law expires pursuant to section 8 of chapter 3 of the laws of 1995 and section four of this act shall expire on the same date that section 42 of chapter 60 of the laws of 1994 expires, as amended.

## ASSEMBLY COMMITTEE ON CORRECTIONS AND THE COURTS

AGENDA Wednesday, April 14, 1999

10:00am Room 424-northeast

I. Call to Order

I/II. Public Hearing

A. Assembly Bill 201 (Walker/Krusick/Darling) eliminating substitution of judges in criminal matters.

Assembly Bill 250 (Musser/Moen) prisoners throwing or expelling certain bodily substances at or toward others, testing for the presence of communicable diseases in certain criminal defendants and juveniles alleged to be delinquent or in need of protection or services and providing a penalty.

Announcements

A. Next meeting

Adjournment

## ASSEMBLY COMMITTEE ON CORRECTIONS AND THE COURTS

AGENDA
Wednesday, April 21, 1999

2:00pm Room 424-northeast

1. Call to Order

II. Roll Call

#### $\sqrt{1}$ II. Executive Session

A. Assembly Bill 201 (Walker/Krusick/Darling) eliminating substitution of judges in criminal matters.

B. Assembly Bill 250 (Musser/Moen) prisoners throwing or expelling certain bodily substances at or toward others, testing for the presence of communicable diseases in certain criminal defendants and juveniles alleged to be delinquent or in need of protection or services and providing a penalty.

VV. Announcements - Edis last Committee meeting as a clash.

A. Next meeting

Adjournment



Wauwatosa's Representative in the Wisconsin State Assembly

### **MEMORANDUM**

TO:

MEMBERS, ASSEMBLY COMMITTEE ON CORRECTIONS

**AND THE COURTS** 

FROM:

REPRESENTATIVE SCOTT WALKER, CHAIR

RE:

**AB 250** 

DATE:

**April 20, 1999** 

Attached, please find a copy of assembly amendment 1 to Assembly Bill 250, which will be offered as a committee amendment during tomorrow's Executive Session.

Again, the Executive Session will be April 20th at 2:00 PM in Room 424-Northeast of the Capitol.

Please feel free to contact Ed Eberle in my office at 6-9181 with any questions.



Wauwatosa's Representative in the Wisconsin State Assembly

### **MEMORANDUM**

TO: MEMBERS, ASSEMBLY COMMITTEE ON CORRECTIONS

**AND THE COURTS** 

FROM: REPRESENTATIVE SCOTT WALKER, CHAIR

RE: Assembly Amendment 1 to Assembly Amendment 1 to AB

250

**DATE:** April 23, 1999

Attached, please find a copy of assembly amendment 1 (LRB 0326/1) to assembly amendment 1 (LRB0299/1) to Assembly Bill 250, which was offered by committee during Wednesday's Executive Session.

Both Amendments were adopted by a vote of 11 to 0 (Rep. Hoven had an excused absence).

Please feel free to contact Ed Eberle in my office at 6-9181 with any questions.

•					_		1999 Session
	<b>76</b> 0	ORIGINAL	_	UPDATED		LRB or Bill No./ AB 250	Adm. Rule No.
FISCAL ESTIMATE (0A-2048 N(R10/98)		CORRECTED		SUPPLEMENTAL		Amendment No	o. if Applicable
Subject Relating to prisoners thro communicable diseases in ca and providing a penalty.	wing or ex rtain crim	xpelling certain be inal defendants a	odily su nd Juve	ibstances at or to niles alleged to be	vard others, to delinquent o	esting for the pr rin need of pro	esence of tection and service
Fiscal Effect							
State:   No State Fiscal Eff	ect						
Check columns below only if b	ill makes a	direct appropriatio	m	•	Increase	Costs - May be	possible to Absorb
or affects a sum sufficie	nt appropri	ation.			Within Ag	gency's Budget	☐ Yes Ki No
☐ Increase Existing Appropri	ation	☐ Increase Ex	dsting R	evenues			•
☐ Decrease Existing Appropri	riation	□ Decrease E	xisting	Revenues	☐ Decreas	e Costs	
☐ Create New Appropriation					<u> </u>		W
i ncal: 🗆 No local governme	ent costs		_	_	1		
1. Increase Costs		3. Increase F		· <del>-</del>	•		mental Units Affected
	ndatory	☐ Permis		☐ Mandatory	☐ Towns	☐ Villages	☐ Cities
2. Decrease Costs		4. Decrease		es Mandatory	☐ Counties ☐ School □		LATTE District
	ndatory	LI Permis	SIV <del>e</del>		·/		WTCS Districts
Fund Sources Affected  O GPR	RO □P	RS □SEG C	] SEC. 9		Ch. 20 Approp	rianalis	
Assumptions Used in Arriving at (1) Assault by Prisoners: Under	riscal Est	mate	مند روا		14 × 14 · · · · · · · · · · ·		
purposes only, in order to calcu the assaults would be successfu	late the po lly prosec	otential fiscal eff uted. Further, i	ect for	the Department,	it might be as	ssumed that two	. For illustrative enty-five percent on the offender receive
the assaults would be successfu an additional sentence of one yo per offender, for a total of \$412	lly prosecter, the standard to \$2.500 to \$2.50	uted. Further, i ate could incur a 500,000 per year	ect for f these cost o	the Department, prosecutions rest \$45 to \$55 per c	it might be as ulted in convi lay per offend	ssumed that two ctions, and eac der, or \$16,500	enty-five percent h offender receive to \$20,000 per ye
the assaults would be successfu an additional sentence of one ye	lly prosect ear, the stands of	uted. Further, in the could incur a 500,000 per year rowded.  Just court system and adults. If there	fect for f these cost of . These would was a	the Department, prosecutions rest \$45 to \$55 per ce figures are base have original jurgeverse waiver ar	it might be as alted in convi ay per offend d on the estin isdiction, and d the matter	ssumed that two ctions, and eac der, or \$16,500 nated costs to c  if sentenced to	enty-five percent h offender receive to \$20,000 per ye ontract for beds o a year in the adu
the assaults would be successful an additional sentence of one yet per offender, for a total of \$412 since the prison system is sever.  With respect to juvenile offende system, the cost would be the same and the system.	lly prosect ear, the standard to \$2,500 to \$2,	uted. Further, is ate could incur a 500,000 per year rowded.  In the court system and the court imposes the court imposes irus (HIV) and seescribed legal stee person is a prise aulting another pase or feces, etc.	ect for f these cost of these would was a ed an a ed an a exually eps. The correctioner worisoner The corrections are the corr	the Department, prosecutions rest \$45 to \$55 per of figures are based have original jurgeverse waiver an additional sentence transmitted diseases bill allows a communicable disease municable diseases an officer, en municable diseases to an officer, en municable diseases to a sentence transmitted diseases transmitted diseas	it might be as alted in convilay per offend on the estin isdiction, and the matter e.  may be requises, if the perpent to order ged with, comploye or visit	ssumed that two ctions, and eace der, or \$16,500 nated costs to co d if sentenced to was handled in fired to undergo rson meets cert a person to und rvicted of or fo itor of the priso	enty-five percent the offender receive to \$20,000 per year ontract for beds to a year in the add juvenile court, the testing to detect tain defined criterilergo tests for the und not guilty by on or facility by
the assaults would be successful an additional sentence of one yet per offender, for a total of \$412 since the prison system is sever.  With respect to juvenile offende system, the cost would be the scould be increased cost to the could be increased cost to the cost to	lly prosect ear, the standard to \$2,500 to \$2,	ated. Further, in the could incur a 500,000 per year rowded.  Just court system and a court impose the court impose the court impose the court impose escribed legal stee person is a prise aulting another particles and fees, etc. Seases, hepatitis Department's he or a correction of Hygicing requirement	ect for f these cost of These would was a ed an a der cun exually eps. The core worksoner worksone B and dath series pro-	the Department, prosecutions rest \$45 to \$55 per of figures are base have original jurieverse waiver are dditional sentence transmitted disease bill allows a cho has been char or an officer, en municable disease hepatitis C.	it might be as alted in convilary per offend on the estin isdiction, and the matter e.  may be requises, if the peount to order ged with, comploye or visitates for which ices at no chain in the bid ices at no chain in the converse of the bid ices at no chain in the converse of the bid ices at no chain in the converse of the bid ices at no chain in the converse of	ssumed that two ctions, and eace der, or \$16,500 nated costs to co differenced to was handled in dired to underge rson meets cert a person to und rvicted of or fo itor of the priso h tests may be cod sample. The arge to the depart	enty-five percent of offender received to \$20,000 per year ontract for beds to a year in the add year in the court, the otesting to detect tain defined criterial lergo tests for the und not guilty by or or facility by ordered under the ais would involve artment.
the assaults would be successful an additional sentence of one yet per offender, for a total of \$412 since the prison system is sever.  With respect to juvenile offende system, the cost would be the scould be increased cost to the could be increased cost to the cost to the cost	lly prosect ear, the standard to \$2,500 to \$2,	uted. Further, in the could incur a 500,000 per year rowded. It there is the court imposed in the court in the cour	ect for f these cost of these would was a ed an a ed a ed	the Department, prosecutions rest \$45 to \$55 per ce figures are based have original jurgeverse waiver and ditional sentence transmitted diseased ho has been chard or an officer, end municable diseased hepatitis C.	it might be as alted in convilay per offend on the estin isdiction, and the matter e.  may be requises, if the peourt to order ged with, coraploye or visit ases for which idraw the bid ices at no chair not have a series of the control of the cont	ssumed that two ctions, and eace der, or \$16,500 nated costs to co d if sentenced to was handled in fired to undergo rson meets cert a person to unco victed of or fo itor of the priso h tests may be cod sample. The arge to the depa- significant fisca	enty-five percent of offender received to \$20,000 per year in the add a juvenile court, the testing to detect tain defined criterial derived to testing to the und not guilty by on or facility by ordered under the mis would involve artiment.
the assaults would be successful an additional sentence of one yet per offender, for a total of \$412 since the prison system is sever.  With respect to juvenile offended system, the cost would be the second be increased cost to the could be increased of the cost of the	lly prosect ear, the standard to \$2,500 to \$2,	uted. Further, in the could incur a 500,000 per year rowded. It there is the court imposed in the court in the cour	ect for f these cost of these would was a ed an a ed a ed	the Department, prosecutions rest \$45 to \$55 per ce figures are based have original jurgeverse waiver and ditional sentence transmitted diseased ho has been chard or an officer, end municable diseased hepatitis C.	it might be as alted in convilay per offend on the estin isdiction, and the matter e.  may be requises, if the peourt to order ged with, coraploye or visit ases for which idraw the bid ices at no chair not have a series of the control of the cont	ssumed that two ctions, and eace der, or \$16,500 nated costs to co d if sentenced to was handled in fired to undergo rson meets cert a person to unco victed of or fo itor of the priso h tests may be cod sample. The arge to the depa- significant fisca	enty-five percent of offender received to \$20,000 per year in the add a juvenile court, the testing to detect tain defined criteridergo tests for the und not guilty by ordered under the his would involve artment.
the assaults would be successful an additional sentence of one yet per offender, for a total of \$412 since the prison system is sever. With respect to juvenile offended system, the cost would be the second be increased cost to the could be increased of communicable discreased of the could be increased of the cost increased to an order of the cost increased to an order of the cost increased that the passage could be comparated that the passage could be comparated to the cost increased costs.  Local Government Costs: Stati possible local costs.  Long-Range Fiscal Implications	lly prosect ear, the standard ear, the standard ear, the adame as for counties if mmunicabliciency villowing preases if the ect of assemen, uring smitted discourt, the state Labof this test dical cost estics are respectively.	atted. Further, is attended. Further, is attended. Further, is attended. It is court system of adults. If there is the court imposed in the court in	ect for f these cost of these cost of these cost of these cost of the cost of	the Department, prosecutions rest \$45 to \$55 per of a figures are based have original jurgeverse waiver and ditional sentence transmitted diseased by the has been chard or an officer, end municable diseased by the bill would be testing serverse to fithe bill would be signature/Tele and Signature/Tele	it might be as alted in convilay per offend on the estin is diction, and the matter e.  may be requises, if the per our to order ged with, corresponding or visit ases for which ices at no chart in not have a surfament is unaphone No.	ssumed that two ctions, and eace der, or \$16,500 nated costs to co d if sentenced to was handled in fired to undergo rson meets cert a person to unco victed of or fo itor of the priso h tests may be cod sample. The arge to the depa- significant fisca	enty-five percent in offender receive to \$20,000 per year in the add a juvenile court, the testing to detect tain defined criterilergo tests for the und not guilty by ordered under the mis would involve artment.  Il effect on the an estimate of
the assaults would be successful an additional sentence of one yet per offender, for a total of \$412 since the prison system is sever. With respect to juvenile offenders system, the cost would be the secould be increased cost to the could be increased of communicable discreasion of mental disease or definition of the could be include HIV, sexually transfer include HIV, sexually transfer include HIV, sexually transfer include that the passage could be increased that the passage could be increased that the passage could be increased in terms of the metal could covernment Costs: Statistical could be could cost to the could be increased in the passage could be increased in the could be incre	lly prosect ear, the standard ear, the standard ear, the adame as for counties if mmunicabliciency villowing preases if the ect of assemen, uring smitted discourt, the state Labof this test dical cost estics are respectively.	atted. Further, is attended. Further, is attended. Further, is a 500,000 per year rowded. It is court system of a dults. If there is the court imposed in the court in the	ect for f these cost of these cost of these cost of these cost of the cost of	the Department, prosecutions rest \$45 to \$55 per ce figures are based have original jurgeverse waiver and ditional sentence tent law, a person transmitted disciplination of the bill would be testing serverse staff would wide testing serverse of the bill would hails, and the Department of the bill would be signature.	it might be as alted in convilay per offend on the estin is diction, and the matter e.  may be requises, if the peourt to order ged with, corresponding or visit ases for which ices at no chair not have a surfment is unaphone No.	ssumed that two ctions, and eace der, or \$16,500 nated costs to co d if sentenced to was handled in fired to undergo rson meets cert a person to unco victed of or fo itor of the priso h tests may be cod sample. The arge to the depa- significant fisca	enty-five percent the offender receive to \$20,000 per year in the add a juvenile court, the testing to detect tain defined criterilergo tests for the und not guilty by ordered under the mis would involve artment.  It effect on the an estimate of

							1999 Session	
	<b>)23</b>	ORIGINAL	٥	UPDATED		LRB or Bill No AB 250	./Adm. Rule No.	
FISCAL ESTIMATE DOA-2048 N(R10/98)		CORRECTED		SUPPLEMENTAL		Amendment N	o. if Applicable	
Subject Relating to prisoners throwing communicable diseases in certain and providing a penalty.	or ex	opelling certain ins! defendants	bodily su and juve	ibstances at or to niles alleged to be	ward others, o delinquent o	testing for the por in need of pr	resence of otection and services	
Fiscal Effect								
State: I No State Fiscal Effect					1			
Check columns below only if bill mal or affects a sum sufficient app			tion	·		e Costs - May be \gency's Budget	possible to Absorb  C Yes Ki No	
☐ Increase Existing Appropriation		☐ Increase	Existing R	evenues			•	
Decrease Existing Appropriation		☐ Decrease	Existing	Revenues	☐ Decrea:	se Costs		
Create New Appropriation			··					
I ∩cal: ☐ No local government cost. ☐ Increase Costs		3. D Increase	e Revenue	· •€	5. Types	of Local Govern	mental Units Affected:	-
☐ Permissive ☐ Mandato	- 1	☐ Perm		☐ Mandatory	☐ Towns	□ Village		
2. Decrease Costs	- 1	A. Decreas	se Revenu	es	☐ Counties	s 🖸 Others		
☐ Permissive ☐ Mandato	<u>y</u>	☐ Pem	issive	☐ Mandatory	☐ School !	Districts [	WTCS Districts	
Fund Sources Affected	_				Gh. 20 Appro	priations		
GPR FED PRO	OP!		C SEG-S					
Assumptions Used in Arriving at Fiscal (1) Assault by Prisoners: Under current	, çşti: ot: İst	mace v. there is a m	ohibition	relating to assau	lts by a prise	oner against an	other prisoner or an	
officer, employe or visitor of the pris	on o	r facility in an	prehensio	on of an immedia	te battery the	at is likely to c	ause death or great	r ne seks jedj Zajanska sa
bodily harm. This bill creates a new	Clas	s E felony off	ense relat	ing to the throwi	ng of bodily	fluids by priso	ners with the intent	ergida egida
either to cause bodily harm or to abu					e de la	and the second s		
en e								
In the past year, there were over 100	геро	rted assaults in	nvolving	body fluids in ac	luit and juve	nile institution:	i. For illustrative	
purposes only, in order to calculate the								
the assaults would be successfully pr an additional sentence of one year, the								744 S
per offender, for a total of \$412,500								
since the prison system is severely or				ilenies me cesc	e on an ean	illaica çosis to	contract tot benz	
Singer the prison of court in covering a	. 4. 4.					•		
With respect to juvenile offenders, th								
system, the cost would be the same a	s for	adults. If the	re was a	reverse waiver a	nd the matter	r was handled i	n juvenile court, there	
could be increased cost to the counti	es if	the court impo	osed an a	dditional sentenc	e.			
On The sales & The sales & The	آلات ما أن	la Missassa Ti		ant law	marka	وروان من المساور	- المحددات مع سيتأمسه من	1
(2) Testing for Presence of Commun presence of human immunodeficient	ıcab	ne (FILIV) *** 1	nger cuit	cut raw, a persor transmitted disc	may de requ	uirea to unacre Preon macta co	to defined anisate	
presence or numan immunodeficient involving sex offenses, and followin	'A AE	ino (111 A ) sitti Secripey jeas j	stens. Th	eammanna USS A a swalla llid sir	noes, a uic pi ourt to order	a becom to un Macri Higgis CE	deren tests for the	
presence of communicable diseases	g pro if the	e nerson is a n	sieps. 11 risoner w	ho has been char	ent words ged with, co	nvicted of or fi	ound not onlite by	Ì
reason of mental disease or defect of								
throwing or expelling blood, semen,								
bill include HIV, sexually transmitte						•		
			**=	•				1
In response to an order of the court,								1
some time and materials. The State It is believed that the passage of this								
Department in terms of the medical			ut sertiui	r of Ale Dill MORI	r Hali Haar g	organistant 1150	ei eliect du me	
Local Government Costs: Statistics possible local costs.	are 1	ot available fo	or local ja	ilis, and the Depa	ırlment is un	able to provide	an estimate of	
Long-Range Fiscal Implications			***************************************		· · · · · · · · · · · · · · · · · · ·			-[
sai-A. mile i toon mhiannais								_
Agency/Prepared by: (Name & Phone	No.)		Authoriz	ed Signature/Tele	phone No.		Date	7
Barbara Carlson 266-9340		_ , <b>_</b>	nou	A muy	pelli 2021	•	April 12, 1999	
I managaran a managaran and a			Unha#	RESENALIAS COCO	7074			

FISCAL ESTIMATE FORM				1999 Session
5 000000	(3/	LRB# -18		
S ORIGINAL □	UPDATED 4-9+	INTRODUC	CTION # AB	250
CORRECTED COVI	SUPPLEMENTAL	Admin. Rule		
Subject Prisoners throwing or expelling certain	bodily substanc	es at or toward o	others, etc.	
Fiscal Effect				
State: Se No State Fiscal Effect Check columns below only if bill makes a or affects a sum sufficient appropri			☐ Increase Co Within Agend	sts - May be possible to Absorb cy's Budget □ Yes □ No
☐ Increase Existing Appropriation ☐ Decrease Existing Appropriation ☐ Create New Appropriation	☐ Increase Exis		Decrease Co	osts
Local: No local government costs  1. Increase Costs			1	
☐ Permissive ☐ Mandatory	3. Increase Rev		5. Types of Lo	ocal Governmental Units Affected:
2.	4. Decrease Re	evenues	☐ Counties	☐ Villages ☐ Cities ☐ Others
☐ Permissive ☐ Mandatory ☐ Fund Sources Affected	☐ Permissiv			ts UWTCS Districts
☐ GPR ☐ FED ☐ PRO ☐ PR	RS □SEG □S	EG-S Affec	ted Ch. 20 Appropriati	ons
Assumptions Used in Arriving at Fiscal Estir				
We do not anticipate any local or DOJ	fiscal effect			
, , , , , , , , , , , , , , , , , , ,				•
₹		#5 V		
	•		₩.	•
ķ			1	
			•	
				4
	·			
·			•	
·				
Long-Range Fiscal Implications:	•			
Prepared By: / Phone # / Agency Name	e Author	rized Signature / Te	elephone No	
Greg Posner-Weber/6-3935/DOJ	010	ordinarma / 16	y v v	Date
·	UKI	ma le, d	Mharel	4-6-99

							1999 Session	
	X	ORIGINAL		UPDAT		(3)	LRB or Bill No./Adm. Rule No. AB 250 & LRB-1828/2	
FISCAL ESTIMATE DOA-2048 N(R10/94)		CORRECTED		SUPPLE	EMENTAL	4-7-99	Amendment No. if Applicable	
Prisoners throwing or expelling certain bodily substances at or toward others, testing for the presence of communicable diseases in certain criminal defendants and juveniles alleged to be delinquent or in need of protection or services and providing a penalty								
Fiscal Effect State:  No State Fiscal Effect Check columns below only if bill make or affects a sum sufficient appre							Costs - May be possible to Absorb ency's Budget 区 Yes 口 No	
☐ Increase Existing Appropriation ☐ Decrease Existing Appropriation ☐ Create New Appropriation		☐ Increase Existin☐ Decrease Existi	-		-	☐ Decrease		
Local: □ No local government cost  1. 図 Increase Costs □ Permissive 図 Mandatory  2. □ Decrease Costs	,   ;	3.	enue:	□ Mandat s		☐ Towns ☐ Counties	of Local Governmental Units Affected:    Villages   Cities   Others	
☐ Permissive ☐ Mandatory Fund Sources Affected		☐ Permissive		☐ Mandat		School Dis		
☑ GPR ☐ FED ☐ PRO ☐	PRS	□ SEG □ SEG-S	3		20.475(1)	•	iauons	
Assumptions Used in Arriving at Fiscal E	Stin	ate		····				
intentional throwing or expelling of calso mandates that the district attor specified conditions. There are no district attorneys to prosecute priso seek such court orders to test priso understood by prisoners, then the next the second seek such court orders to test prisoners.	ney data ners ners	must seek a cour with which to est for such crimes on If the bill become	t ord timat or th nes l	der to ha te the no e numbo law and	ave the pumber over of instance in the interior of instance in the instance in the interior of	prisoner tes f annual ins tances of th	sted for certain diseases under stances that would require a ne need for district attorneys to	
					•			
							·	
							,	
					*.			
						٠		
Long-Range Fiscal Implications				-		<del></del>		
None								
Agency/Prepared by: (Name & Phone No	.)	Autho	rzed	Signatu	re/Teleph	one Nov 1	Date	
DA/Stuart Morse (608) 267-2700			1/1		1 hi	En CVII	thield.	
		Niu		- 4/	elf L	(608) 2	67-3836   March 29, 1999	

Contract								1999 Session		
Supplemental   Supplemental   Supplemental   Supplemental   Amendment No.   Applicable   Applicable   Amendment No.   Applicable   Amendment No.   Applicable   Amendment No.   Applicable   Amendment No.   Applicable		XI OPICINAL	_	LIDO	ATED	(3)				
DOA-2046 NR(1094) Subject  Prohibition of Prisoners' Throwing Bodily Fluids  Fiscal Effect State:   No State Fiscal Effect Check coturns below only if bit makes a direct appropriation or affects a sum sufficient appropriation   Increase Existing Revenues	-		_							
Prohibition of Prisoners' Throwing Bodily Fluids   Fiscal Effect				001	CEMEIAIVE	_	Amenament	но. Іг Аррисавіе		
Fixed Effect   No State Fiscal Effect   State:   No State Fiscal Effect   Check columns below only if bill makes a direct appropriation	Subject	-								
State:   No State Fiscal Effect Check columns below only if bill makes a direct appropriation or diffects a sum sufficient appropriation.		Prohibition of Prisoners' Throwing Bodily Fluids								
Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.    Increase Existing Appropriation   Increase Existing Revenues   Decrease Existing Appropriation   Decre	· · · · · · · · · · · · · · · · · · ·									
or affects a sum sufficient appropriation.    Decrease Edisting Appropriation   Decrease Edisting Revenues   Decrease Edisting Appropriation   Decrease Edisting Revenues   Decrease Revenues   Decrea		direct appropria	tion			X  Increase	Coete - May h	e nossible to Absorb		
Decrease Existing Appropriation   Decrease Existing Revenues   Decrease Costs										
Create New Appropriation	☐ Increase Existing Appropriation	☐ Increas	e Existing R	evenues	i					
Cocal:   Ne local government costs   3.   Increase Revenues   5. Types of Local Governmental Units Affected:   Permissive   Mandatory   1 Decrease Revenues   1 Decrease Reven		☐ Decrea	se Existing F	Revenue	s	☐ Decrease	e Costs			
Increase Costs						L	·····			
Permissive   Mandatory   Decrease Revenues   Counties   Villages   Cities   Decrease Costs   Mandatory   Decrease Revenues   Decrease   Decrease   Decrease   Decrea		3 D Incres	se Pavenue			5 Times	of Local Cours			
2 Decrease Costs Demissive Demission Officer, Demissive Demission Demission Officer, Demission D		1			ndatory	1				
Fund Sources Affected  GPR FED PRO PRS SEG SEG-S  Affected Ch. 20 Appropriations  Assumptions Used in Arriving at Fiscal Estimate  AB 250 creates a new prohibition relating to assaults by a prisoner against another prisoner or an officer, employee or visitor of the prison or facility. Under the bill, a prisoner is prohibited from throwing or expelling blood, semen, urine, or feces toward an officer, employee, visitor, or another prisoner. The prisoner is guilty of a Class E felony if (1) the intent is that the blood, semen, urine, or feces should come into contact with the person, (2) the intent is to either cause bodily harm to the person or to abuse, harass, offend, intimidate, or frighten that person, and (3) the officer, employee, visitor, or other prisoner has not consented.  This bill also allows a court to order a prisoner charged with throwing or expelling blood, semen, urine, or feces to undergo tests for the presence of communicable diseases. The prosecutor may apply to the court for such a test at the victim's request or if there is probable cause that the assault carried a potential for transmitting a communicable diseases for which tests may be ordered under the bill include HIV, sexually transmitted diseases, hepatitis B and hepatitis C.  The State Laboratory of Hygiene would carry out these tests. The list below shows the most relevant tests and their associated prices.  Blood, semen, urine:  HIV-1/HIV-2 Combo Ab Screen \$14.91 Hepatitis D Serodiagnosis Panel \$47.88 Hepatitis C Serodiagnosis Panel \$47.88 Hepatitis C Serodiagnosis Panel \$14.18 Hepatitis C Serodiagnosis Panel \$14.18 Herpes Simplex Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications Agency/Prepared by: (Name & Phone No.)  Authorized Signstyne/Telephone No.  Authorized Signstyne/Telephone No.  Authorized Signstyne/Telephone No.	2. Decrease Costs	4. Decre	ase Revenue		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	1	•	1		
Assumptions Used in Arriving at Fiscal Estimate  AB 250 creates a new prohibition relating to assaults by a prisoner against another prisoner or an officer, employee or visitor of the prison or facility. Under the bill, a prisoner is prohibited from throwing or expelling blood, semen, urine, or feces toward an officer, employee, visitor, or another prisoner. The prisoner is guilty of a Class E felony if (1) the intent is that the blood, semen, urine, or feces should come into contact with the person, (2) the intent is to either cause bodily harm to the person or to abuse, harass, offend, intimidate, or frighten that person, and (3) the officer, employee, visitor, or other prisoner has not consented.  This bill also allows a court to order a prisoner charged with throwing or expelling blood, semen, urine, or feces to undergo tests for the presence of communicable diseases. The prosecutor may apply to the court for such a test at the victim's request or if there is probable cause that the assault carried a potential for transmitting a communicable diseases to the victim. The communicable diseases for which tests may be ordered under the bill include HIV, sexually transmitted diseases, hepatitis B and hepatitis C.  The State Laboratory of Hygiene would carry out these tests. The list below shows the most relevant tests and their associated prices.  Blood, semen, urine:  HIV-1/HIV-2 Combo Ab Screen  \$ 14.91  Hepatitis C Serodiagnosis Panel  \$ 47.88  Hepatitis C Serodiagnosis Panel  \$ 47.88  Hepatitis C Serodiagnosis Panel  \$ 34.91  Hepatitis C Serodiagnosis Panel  \$ 34.93  Hepatitis C Serodiagnosis Panel  \$ 34.91  Hepatitis C Serodiagnosis Panel  \$ 36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Skingbure/Telephone No.  Authorized Skingbure/Telephone No.	☐ Permissive ☐ Mandatory	☐ Pe	rmissive	☐ Mai	ndatory	☐ School Di				
Assumptions Used in Arriving at Fiscal Estimate  AB 250 creates a new prohibition relating to assaults by a prisoner against another prisoner or an officer, employee or visitor of the prison or facility. Under the bill, a prisoner is prohibited from throwing or expelling blood, semen, urine, or feces toward an officer, employee, visitor, or another prisoner. The prisoner is guilty of a Class E felony if (1) the intent is that the blood, semen, urine, or feces should come into contact with the person, (2) the intent is to either cause bodily harm to the person or to abuse, harass, offend, intimidate, or frighten that person, and (3) the officer, employee, visitor, or other prisoner has not consented.  This bill also allows a court to order a prisoner charged with throwing or expelling blood, semen, urine, or feces to undergo tests for the presence of communicable diseases. The prosecutor may apply to the court for such a test at the victims request or if there is probable cause that the assault carried a potential for transmitting a communicable diseases to the victim. The communicable diseases for which tests may be ordered under the bill include HIV, sexually transmitted diseases, hepatitis B and hepatitis C.  The State Laboratory of Hygiene would carry out these tests. The list below shows the most relevant tests and their associated prices.  Blood, semen, urine:  HIV-1/HIV-2 Combo Ab Screen \$14.91 Hepatitis B Serodiagnosis Panel \$47.88 Hepatitis C Serodiagnosis Panel \$47.88 Hepatitis C Serodiagnosis AgoleT (EIA) \$9.14 Syphilis, VDRL Serum Screen \$7.56 Gonorrhea DNA Probe \$14.18 Herpes Simplex Culture \$85.45  Feces, urine:  Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications Agency/Prepared by: (Name & Phone No.)  Authorized Signstyne/Telephone No.  Authorized Signstyne/Telephone No.	·	. D. SEC	C 050 0		Affected C	h. 20 Approp	riations			
or visitor of the prison or facility. Under the bill, a prisoner is prohibited from throwing or expelling blood, semen, urine, or feces toward an officer, employee, visitor, or another prisoner. The prisoner is guilty of a Class E felony if (1) the intent is that the blood, semen, urine, or feces should come into contact with the person. (2) the intent is to either cause bodily harm to the person or to abuse, harass, offend, intimidate, or frighten that person, and (3) the officer, employee, visitor, or other prisoner has not consented.  This bill also allows a court to order a prisoner charged with throwing or expelling blood, semen, urine, or feces to undergo tests for the presence of communicable diseases. The prosecutor may apply to the court for such a test at the victim's request or if there is probable cause that the assault carried a potential for transmitting a communicable disease to the victim. The communicable diseases for which tests may be ordered under the bill include HIV, sexually transmitted diseases, hepatitis B and hepatitis C.  The State Laboratory of Hygiene would carry out these tests. The list below shows the most relevant tests and their associated prices.  Blood, semen, urine:  HIV-1/HIV-2 Combo Ab Screen \$14.91 Hepatitis B Serodiagnosis Panel \$47.88 Hepatitis C Serodiagnosis Panel \$47.88 Hepatiti			T) 9EG-9				<del> </del>			
or visitor of the prison or facility. Under the bill, a prisoner is prohibited from throwing or expelling blood, semen, urine, or feces toward an officer, employee, visitor, or another prisoner. The prisoner is guilty of a Class E felony if (1) the intent is that the blood, semen, urine, or feces should come into contact with the person. (2) the intent is to either cause bodily harm to the person or to abuse, harass, offend, intimidate, or frighten that person, and (3) the officer, employee, visitor, or other prisoner has not consented.  This bill also allows a court to order a prisoner charged with throwing or expelling blood, semen, urine, or feces to undergo tests for the presence of communicable diseases. The prosecutor may apply to the court for such a test at the victim's request or if there is probable cause that the assault carried a potential for transmitting a communicable disease to the victim. The communicable diseases for which tests may be ordered under the bill include HIV, sexually transmitted diseases, hepatitis B and hepatitis C.  The State Laboratory of Hygiene would carry out these tests. The list below shows the most relevant tests and their associated prices.  Blood, semen, urine:  HIV-1/HIV-2 Combo Ab Screen \$14.91 Hepatitis B Serodiagnosis Panel \$47.88 Hepatitis C Serodiagnosis Panel \$47.88 Hepatiti	·		ulte hy a i	orieon	ar against	another pri	5000r or on	officer employee		
urine, or feces toward an officer, employee, visitor, or another prisoner. The prisoner is guilty of a Class E felony if (1) the intent is that the blood, semen, urine, or feces should come into contact with the person, (2) the intent is to either cause bodily harm to the person or to abuse, harass, offend, intimidate, or frighten that person, and (3) the officer, employee, visitor, or other prisoner has not consented.  This bill also allows a court to order a prisoner charged with throwing or expelling blood, semen, urine, or feces to undergo tests for the presence of communicable diseases. The prosecutor may apply to the court for such a test at the victim's request or if there is probable cause that the assault carried a potential for transmitting a communicable disease to the victim. The communicable diseases for which tests may be ordered under the bill include HIV, sexually transmitted diseases, hepatitis B and hepatitis C.  The State Laboratory of Hygiene would carry out these tests. The list below shows the most relevant tests and their associated prices.  Blood, semen, urine:  HIV-1/HIV-2 Combo Ab Screen \$14.91   Hepatitis B Serodiagnosis Panel \$47.88   Hepatitis C Serodiagnosis \$42.74   Chlamydia Trachomatis Ag DET (EIA) \$9.14   Syphilis, VDRL Serum Screen \$7.56   Gonorrhea DNA Probe \$14.18   Herpes Simplex Culture \$36.90   It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Skinabrer/Telephone No.  Date 4/13/99	or visitor of the prison or facility. Un	ider the bill.	a prisoner	is pro	nibited fro	m throwing	or expelling	officer, employee		
(1) the intent is that the blood, semen, urine, or feces should come into contact with the person, (2) the intent is to either cause bodily harm to the person or to abuse, harass, offend, intimidate, or frighten that person, and (3) the officer, employee, visitor, or other prisoner has not consented.  This bill also allows a court to order a prisoner charged with throwing or expelling blood, semen, urine, or feces to undergo tests for the presence of communicable diseases. The prosecutor may apply to the court for such a test at the victim's request or if there is probable cause that the assault carried a potential for transmitting a communicable disease to the victim. The communicable diseases for which tests may be ordered under the bill include HIV, sexually transmitted diseases, hepatitis B and hepatitis C.  The State Laboratory of Hygiene would carry out these tests. The list below shows the most relevant tests and their associated prices.  Blood, semen, urine:  HIV-1/HIV-2 Combo Ab Screen \$14.91	urine, or feces toward an officer, em	iployee, visit	or, or anot	her pr	isoner. Th	ne prisoner	is quilty of	a Class E felony if		
This bill also allows a court to order a prisoner charged with throwing or expelling blood, semen, urine, or feces to undergo tests for the presence of communicable diseases. The prosecutor may apply to the court for such a test at the victim's request or if there is probable cause that the assault carried a potential for transmitting a communicable disease to the victim. The communicable diseases for which tests may be ordered under the bill include HIV, sexually transmitted diseases, hepatitis B and hepatitis C.  The State Laboratory of Hygiene would carry out these tests. The list below shows the most relevant tests and their associated prices.  Blood, semen, urine:  HIV-1/HIV-2 Combo Ab Screen \$14.91 Hepatitis B Serodiagnosis Panel \$47.88 Hepatitis C Serodiagnosis \$42.74 Chlamydia Trachomatis Ag DET (EIA) \$9.14 Syphilis, VDRL Serum Screen \$7.56 Gonorrhea DNA Probe \$14.18 Herpes Simplex Culture \$85.45  Feces, urine:  Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Signature/Telephone No.  Date 4/13/99	(1) the intent is that the blood, seme	en, urine, or f	eces shou	ld con	ne into cor	ntact with th	ne person. ()	2) the intent is to		
This bill also allows a court to order a prisoner charged with throwing or expelling blood, semen, urine, or feces to undergo tests for the presence of communicable diseases. The prosecutor may apply to the court for such a test at the victim's request or if there is probable cause that the assault carried a potential for transmitting a communicable diseases to the victim. The communicable diseases for which tests may be ordered under the bill include HIV, sexually transmitted diseases, hepatitis B and hepatitis C.  The State Laboratory of Hygiene would carry out these tests. The list below shows the most relevant tests and their associated prices.  Blood, semen, urine:  HIV-1/HIV-2 Combo Ab Screen \$14.91	either cause bodily harm to the pers	on or to abus	e, harass	offen	d, intimida	ate, or fright	ten that per	son, and (3) the		
undergo tests for the presence of communicable diseases. The prosecutor may apply to the court for such a test at the victim's request or if there is probable cause that the assault carried a potential for transmitting a communicable disease to the victim. The communicable diseases for which tests may be ordered under the bill include HIV, sexually transmitted diseases, hepatitis B and hepatitis C.  The State Laboratory of Hygiene would carry out these tests. The list below shows the most relevant tests and their associated prices.  Blood, semen, urine:  HIV-1/HIV-2 Combo Ab Screen \$14.91 Hepatitis B Serodiagnosis Panel \$47.88 Hepatitis C Serodiagnosis \$42.74 Chlamydia Trachomatis Ag DET (EIA) \$9.14 Syphilis, VDRL Serum Screen \$7.56 Gonorrhea DNA Probe \$14.18 Herpes Simplex Culture \$85.45  Feces, urine:  Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Sympture/Telephone No.  Date 4/13/99	officer, employee, visitor, or other pi	nsoner has n	ot consen	ted.				€		
undergo tests for the presence of communicable diseases. The prosecutor may apply to the court for such a test at the victim's request or if there is probable cause that the assault carried a potential for transmitting a communicable disease to the victim. The communicable diseases for which tests may be ordered under the bill include HIV, sexually transmitted diseases, hepatitis B and hepatitis C.  The State Laboratory of Hygiene would carry out these tests. The list below shows the most relevant tests and their associated prices.  Blood, semen, urine:  HIV-1/HIV-2 Combo Ab Screen \$14.91 Hepatitis B Serodiagnosis Panel \$47.88 Hepatitis C Serodiagnosis \$42.74 Chlamydia Trachomatis Ag DET (EIA) \$9.14 Syphilis, VDRL Serum Screen \$7.56 Gonorrhea DNA Probe \$14.18 Herpes Simplex Culture \$85.45  Feces, urine:  Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Sympture/Telephone No.  Date 4/13/99	This bill also allows a court to order	a prisoner ch	amed with	n tihunnu	vina or evi	nallina blac	d somen .			
the victim's request or if there is probable cause that the assault carried a potential for transmitting a communicable disease to the victim. The communicable diseases for which tests may be ordered under the bill include HIV, sexually transmitted diseases, hepatitis B and hepatitis C.  The State Laboratory of Hygiene would carry out these tests. The list below shows the most relevant tests and their associated prices.  Blood, semen, urine:  HIV-1/HIV-2 Combo Ab Screen \$14.91 Hepatitis B Serodiagnosis Panel \$47.88 Hepatitis C Serodiagnosis \$42.74 Chlamydia Trachomatis Ag DET (EIA) \$9.14 Syphilis, VDRL Serum Screen \$7.56 Gonorrhea DNA Probe \$14.18 Herpes Simplex Culture \$85.45  Feces, urine:  Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Symptame/Telephone No.  Date 4/13/99	undergo tests for the presence of co	mmunicable	diseases	The	and or ext	hellilið ninn	u, semen, u , to the cour	t for such a test at		
disease to the victim. The communicable diseases for which tests may be ordered under the bill include HIV, sexually transmitted diseases, hepatitis B and hepatitis C.  The State Laboratory of Hygiene would carry out these tests. The list below shows the most relevant tests and their associated prices.  Blood, semen, urine:  HIV-1/HIV-2 Combo Ab Screen \$ 14.91 Hepatitis B Serodiagnosis Panel \$ 47.88 Hepatitis C Serodiagnosis \$ 42.74 Chlamydia Trachomatis Ag DET (EIA) \$ 9.14 Syphilis, VDRL Serum Screen \$ 7.56 Gonorrhea DNA Probe \$ 14.18 Herpes Simplex Culture \$ 85.45  Feces, urine:  Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Symptore/Telephone No.  Date 4/13/99	the victim's request or if there is pro	bable cause	that the as	ssault	carried a r	notential for	r transmittin	a communicable		
sexually transmitted diseases, hepatitis B and hepatitis C.  The State Laboratory of Hygiene would carry out these tests. The list below shows the most relevant tests and their associated prices.  Blood, semen, urine:  HIV-1/HIV-2 Combo Ab Screen \$14.91 Hepatitis B Serodiagnosis Panel \$47.88 Hepatitis C Serodiagnosis \$42.74 Chlamydia Trachomatis Ag DET (EIA) \$9.14 Syphilis, VDRL Serum Screen \$7.56 Gonorrhea DNA Probe \$14.18 Herpes Simplex Culture \$85.45  Feces, urine:  Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Signstare/Telephone No.  Date 4/13/99	disease to the victim. The communi	icable diseas	es for whi	ch tes	ts may be	ordered un	der the bill	include HIV.		
Blood, semen, urine:  HIV-1/HIV-2 Combo Ab Screen \$ 14.91 Hepatitis B Serodiagnosis Panel \$ 47.88 Hepatitis C Serodiagnosis \$ 42.74 Chlamydia Trachomatis Ag DET (EIA) \$ 9.14 Syphilis, VDRL Serum Screen \$ 7.56 Gonorrhea DNA Probe \$ 14.18 Herpes Simplex Culture \$ 85.45  Feces, urine:  Enteric Pathogens Routine Culture \$ 36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Signature/Telephone No.  Date 4/13/99	sexually transmitted diseases, hepatitis B and hepatitis C.									
Blood, semen, urine:  HIV-1/HIV-2 Combo Ab Screen \$ 14.91 Hepatitis B Serodiagnosis Panel \$ 47.88 Hepatitis C Serodiagnosis \$ 42.74 Chlamydia Trachomatis Ag DET (EIA) \$ 9.14 Syphilis, VDRL Serum Screen \$ 7.56 Gonorrhea DNA Probe \$ 14.18 Herpes Simplex Culture \$ 85.45  Feces, urine:  Enteric Pathogens Routine Culture \$ 36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Signature/Telephone No.  Date 4/13/99	The State Laboratory of Hygians wa	Vild open ovi	Ab 4		- 0-4 1- 1			·		
Blood, semen, urine:  HIV-1/HIV-2 Combo Ab Screen \$14.91 Hepatitis B Serodiagnosis Panel \$47.88 Hepatitis C Serodiagnosis \$42.74 Chlamydia Trachomatis Ag DET (EIA) \$9.14 Syphilis, VDRL Serum Screen \$7.56 Gonorrhea DNA Probe \$14.18 Herpes Simplex Culture \$85.45  Feces, urine:  Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Signature/Telephone No.  Date 4/13/99	associated prices	uid carry out	tnese tes	ts. In	e list belov	w shows the	e most relev	vant tests and their		
HIV-1/HIV-2 Combo Ab Screen \$ 14.91 Hepatitis B Serodiagnosis Panel \$ 47.88 Hepatitis C Serodiagnosis \$ 42.74 Chlamydia Trachomatis Ag DET (EIA) \$ 9.14 Syphilis, VDRL Serum Screen \$ 7.56 Gonorrhea DNA Probe \$ 14.18 Herpes Simplex Culture \$ 85.45  Feces, urine:  Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Lipiyarsity of Miscannois Rusters  Authorized Signature/Telephone No.  Date 4/13/99	addonated photos.				•					
Hepatitis B Serodiagnosis Panel \$47.88 Hepatitis C Serodiagnosis \$42.74 Chlamydia Trachomatis Ag DET (EIA) \$9.14 Syphilis, VDRL Serum Screen \$7.56 Gonorrhea DNA Probe \$14.18 Herpes Simplex Culture \$85.45  Feces, urine: Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Signature/Telephone No.  Date 4/13/99	Blood, semen, urine:									
Hepatitis B Serodiagnosis Panel \$47.88 Hepatitis C Serodiagnosis \$42.74 Chlamydia Trachomatis Ag DET (EIA) \$9.14 Syphilis, VDRL Serum Screen \$7.56 Gonorrhea DNA Probe \$14.18 Herpes Simplex Culture \$85.45  Feces, urine: Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Signature/Telephone No.  Date 4/13/99					÷					
Hepatitis C Serodiagnosis \$ 42.74 Chlamydia Trachomatis Ag DET (EIA) \$ 9.14 Syphilis, VDRL Serum Screen \$ 7.56 Gonorrhea DNA Probe \$ 14.18 Herpes Simplex Culture \$ 85.45  Feces, urine:  Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Signature/Telephone No.  Date 4/13/99			•			. •				
Chlamydia Trachomatis Ag DET (EIA) \$ 9.14 Syphilis, VDRL Serum Screen \$ 7.56 Gonorrhea DNA Probe \$ 14.18 Herpes Simplex Culture \$ 85.45  Feces, urine:  Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Lipiyarsity of Wisconsin Systems  Authorized Signature/Telephone No.  Date 4/13/99			-		•	•		•		
Syphilis, VDRL Serum Screen \$ 7.56 Gonorrhea DNA Probe \$ 14.18 Herpes Simplex Culture \$ 85.45  Feces, urine:  Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Liniversity of Missonnein Systems  Authorized Signature/Telephone No.  Date 4/13/99		Δ) .						•		
Gonorrhea DNA Probe \$ 14.18 Herpes Simplex Culture \$ 85.45  Feces, urine:  Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Signature/Telephone No.  Date 4/13/99		<b>~</b> ) .								
Herpes Simplex Culture \$85.45  Feces, urine:  Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Signature/Telephone No.  Date 4/13/99						•				
Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Signature/Telephone No.  Date 4/13/99	Herpes Simplex Culture									
Enteric Pathogens Routine Culture \$36.90  It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Signature/Telephone No.  Date 4/13/99	Feces, urine:									
It is impossible to gauge the number of assaults that may occur and therefore the number of tests required. Thus, the total cost of AB 250 is unknown.  Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Signature/Telephone No.  University of Wisconsin System  4/13/99										
Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Signature/Telephone No.  Date 4/13/99	Enteric Pathogens Routine Culture \$36.90									
Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Signature/Telephone No.  Date 4/13/99	It is impossible to gauge the number of encesting the third and the same of th									
Long-Range Fiscal Implications  Agency/Prepared by: (Name & Phone No.)  Authorized Signature/Telephone No.  Date 4/13/99	the total cost of AB 250 is unknown									
Agency/Prepared by: (Name & Phone No.)  Authorized Signature/Telephone No.  Date 4/13/99	The state of the s									
University of Wisconsin System  A)  A/13/99					<del></del>					
University of Wisconsin System A)	Agency/Prepared by: (Name & Phone No.)		Authoriz	ed Sjýr	ature/Telepi	hone No.		Date		
Canada a strand a local a lo	University of Wisconsin System		NA	—\h	4	<u>,</u>	2-6423	4/13/99		

Date:       Opril 21, 1999         Moved by:       Rep. Skurdre         AB:       2.50         AB:       SB:         AJR:       SJR:         A:       SR:	~~~	Seconde Clearing Appoint Other:	nhouse Rule:	Pep Stas	keenas
A/S Amdt:  A/S Amdt:  A/S Sub Amdt:  A/S Amdt:  A/S Amdt:	to A/S Amdt:  to A/S Sub Amd:  to A/S Amdt:	t:	/	to A/S Sub An	ndt:
Be recommended for:  Passage Introduction AA   to AA	A0 250	Tak	lefinite Postpone bling ncurrence nconcurrence nfirmation	ment ··	
Committee Member Rep. Scott Walker, Chair Rep. Robert Goetsch Rep. Carol Owens Rep. Tim Hoven Rep. Eugene Hahn Rep. Mark Gundrum Rep. Scott Suder Rep. Larry Balow Rep. G. Spencer Coggs Rep. Mark Pocan Rep. Tony Staskunas Rep. David Travis				Absent	Not Voting
	Totals: _	11			

Motion Carried	Motion Failed

Date:         april 21 /999           Moved by:         itep. Starbur           AB:         250           AB:         SB:           AJR:         SJR:           A:         SR:	nas	Seconded Clearingho Appointme Other:	use Rule:	Rep. Gun	rdrum
A/S Amdt:  A/S Amdt:  A/S Sub Amdt:  A/S Amdt:  A/S Amdt:	to A/S Amdt: to A/S Sub Amd to A/S Amdt:	t:		to A/S Sub Am	dt:
Be recommended for:  Passage Introduction Adoption AAI to AAI to A Rejection 6326/1	16 2 <i>50</i>	☐ Tablin☐ Conc☐ Nonce	nite Postpone g urrence oncurrence rmation	men <del>t</del>	
Committee Member Rep. Scott Walker, Chair Rep. Robert Goetsch Rep. Carol Owens Rep. Tim Hoven Rep. Eugene Hahn Rep. Mark Gundrum Rep. Scott Suder Rep. Larry Balow Rep. G. Spencer Coggs Rep. Mark Pocan Rep. Tony Staskunas Rep. David Travis		Aye  Aye  XX  XX  XX  XX  XX  XX  XX  XX  XX		Absent	Not Voting
	Totals:	11			

A-0	
Motion Carried	Motion Failed

Date:       april 21, 1999         Moved by:       Rep. 1 Socts         AB:       250         AB:       SB:         AJR:       SJR:         A:       SR:	la .	Seconded Clearingh Appointm Other:	ouse Rule:	Rep. Gund	zum
A/S Amdt:	to A/S Amdt: to A/S Sub Amc _ to A/S Amdt:	It:		to A/S Sub Ar	ndt:
Be recommended for:  Passage Introduction Adoption Commended 629 Rejection	79/1	Tabli	finite Postpone ng currence concurrence firmation	ement	ب
Committee Member Rep. Scott Walker, Chair Rep. Robert Goetsch Rep. Carol Owens Rep. Tim Hoven Rep. Eugene Hahn Rep. Mark Gundrum Rep. Scott Suder Rep. Larry Balow Rep. G. Spencer Coggs Rep. Mark Pocan Rep. Tony Staskunas Rep. David Travis		Aye X X X X X X X X X X X X X X X X X X X		Absent	Not Voting
	Totals:	11			0

Motion	Carried
--------	---------

Date:	2	Seconder Clearingh Appointm Other:	nouse Rule:	pep. I Soc	tseh
A/S Amdt:  A/S Amdt:  A/S Sub Amdt:  A/S Amdt:  A/S Amdt:	to A/S Amdt: to A/S Sub Amd to A/S Amdt:	 !t:		to A/S Sub Am	ndt:
Be recommended for:  Passage an amended  Introduction  Adoption  Rejection		Tabl Con Non	efinite Postpone ing currence concurrence ifirmation	ement	
Committee Member Rep. Scott Walker, Chair Rep. Robert Goetsch Rep. Carol Owens Rep. Tim Hoven Rep. Eugene Hahn Rep. Mark Gundrum Rep. Scott Suder Rep. Larry Balow Rep. G. Spencer Coggs Rep. Mark Pocan Rep. Tony Staskunas Rep. David Travis	<b>T</b> - 1 1			Absent	Not Voting
	Totals:				0

<u> </u>	Z	Motion Carried	Motion Failed

First I want to thank the committee for the opportunity to speak here today on behalf of Assembly Bill 250/Senate Bill 110. I especially want to take this moment to thank Representative's Owens and Hoven for earlier reviewing the bills and signing onto them as cosponsors.

I am a State Correctional Officer with five ½ years service, currently serving at Jackson Correctional Institution near Black River Falls, WI. Previously I was a Monroe County Jailer and continue to be a member of the County Sheriff's Reserve. Nearly two years ago, after finding out that Ohio, New York, Iowa and just last year Pennsylvania had passed similar legislation to this proposal. It struck me that there is little recourse that is clear to deter the behavior that this bill proposes to address. Even more startling, I discovered, was that until recently there was no way of knowing if after being assaulted in this manner, if someone was facing a potentially severe health risk.

It wasn't till after Congress passed H.R. 2070-2 ("Correction Officers Health and Safety Act of 1998") that the door was opened to show us the way that allows the testing for bodily borne pathogens and the results of that test provided to the Victim(s). Until now victims have been forced on their own, to have themselves continuously tested periodically. Never knowing to what extent, if at all they may have been exposed since that information is now kept from staff.

I know of more than a few Correctional Officers and even a county jailer who since being assaulted live under the threat of not knowing. Not knowing if they have been exposed or not. Always under that threat, this strain has taken its toll on their families and their relationships. Their whole lives have changed. They are afraid to even touch one another. In at least one-situation the children are afraid that Daddy will not be able to play with them anymore.

This is not intended as a punitive proposal for inappropriate behavior. Rather, this is a Health and Safety measure. With some punitive consequences for inappropriate, potentially dangerous behavior. When an inmate deliberately attempts to have someone else come in contact with bodily substances, it is not just an issue of discomfort. It is in fact a potentially life-threatening matter. Some inmates call it a "shower", when they see a new "rookie" officer call it baptism, others call it deification education. What it really is, is a felony, one where they forfeit their privacy and should be punishable by consecutive time. Rather than a day or two in segregation and a few months of restricted privileges.

Unfortunately the Department of Corrections does not track the actual frequency of attacks by inmates using bodily fluids in Correctional facilities. However we have taken what at best is an informal statistical survey of most of our state Institutions and found that an attack of this sort happens on average, somewhere in the state at least once a week. Some more often in some institution than others. This is an informal survey amongst our selves, but we feel it is fairly accurate. In County Jails there are no records or statistical records are kept. We are aware of antidotal testimony that it does happen.

The enactment of this proposal would make Wisconsin the fifth state to pass such a measure. I am informed that there are at least five other states also contemplating similar legislation. Some of these are under similar consideration. Others are in their early drafting stages.

Knowing that this is not normally done, none the less we have started referring to this bill as "Wisconsin Correctional Officer/Jailer Health and Safety ACT. Thank you for your time and consideration.

Kenneth D. Teclaw 1818 Trumah Tomah, WI 54660

608-372-6703

Apr. 16 1999 01:17PM P1

APR 1 6 1999

April 16, 1999

Representative Scott Walker State Capitol Room 308N P.O. Box 8953 Madison, WI 53708-8953

### Dear Representative Walker:

I am writing you in regards to assembly bill number 250 and senate bill number 110. As a registered nurse with the Department of Corrections for three years, I unfortunately been a victim of an inmate throwing urine at myself and another officer while attempting to give medical treatment. While no permanent harm came from this incident, I was deeply shocked to find out the behavior was not considered a battery or an assault against a Department of Corrections staff. I strongly support any effort to make this a substantial offense.

Thank you for your time,

Gregory Meier

N38858 County Road O

Whitehall, WI 54773

465 Henry Mall Madison, WI 53706-1578 Phone: (608) 262-1293 FAX: (608) 262-3257

University of Wisconsin Center for Health Sciences

April 14, 1999

Representative Scott Walker Assembly Committee on Corrections and Courts Room 424 N.E., April 14, 1999, 10:00 AM

RE: Testimony on Assembly Bill 250, "Assault by Prisoners"

Testimony given by:

Ronald H. Laessig, Ph.D.

Director, State Laboratory of Hygiene
Wisconsin's Public Health Laboratory

#### Appearing for information only

The intent of this bill seems to be to allow the victim of an assault by a prisoner throwing or expelling bodily substances, to have the prisoner tested for communicable diseases.

The language of the bill regarding certain technical aspects of the testing can be improved.

1. The testing is referred to in an inconsistent manner. The terms "communicable disease," "sexually transmitted disease," and "HIV, antigen or non antigenic products of HIV or an antibody to HIV" are used interchangeably. They are not the same.

Recommendation: Since the clear intent seems to be to allow the victim's physician to proceed in the manner which best serves the interests of his patient under the particular circumstances, i.e. order laboratory tests, change all references to "communicable diseases."

In short, allow the victim's doctor decide which tests to order and when. Each case will be different; it will depend in part on the medical condition of the assailant, the type of material involved, and the very specific details of the exposure.

Some communicable diseases are not sexually transmitted.

2. There is confusion between the "health care professional" doing "the examination and tests" and/or "the ordering of the laboratory tests." The latter is the obvious intent; it can be corrected in rewrite.



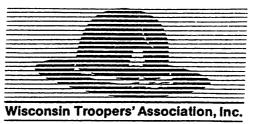
3. "The court may order the county to pay for the cost of a test or series of tests"

This may be a problem, in part because it is permissive. What happens if the court does not order the county to pay the cost? Is the victim left with no recourse? Perhaps the language should simply require the tests to be provided by the State Laboratory of Hygiene. As laboratory Director, I would be willing to initiate the program without new funding (for the testing) and seek redress, if needed, under the special request to Joint Finance Committee (16.515 process) mechanism.

As a practical matter, as stated the fiscal note provided through the University of Wisconsin, the probable costs of testing should not exceed \$200 per incident. We anticipate that the victim's physician, in consultation with the State Laboratory of Hygiene, will decide on a less extensive, more appropriate, course of testing in most cases.

M:\Administration\AdmTeam\RHL\990414SFBBill(AB250).doc





P.O. Box 769 • East Troy, WI 53120 1-800-232-1392

TO: Chairman Scott Walker, and

All Members of the Assembly Committee on Corrections and Courts

FR: Steve Williams, Vice President

Wisconsin Troopers' Association

DA: April 21, 1999

RE: Support for Assembly Bill 250

It is my understanding that the Assembly Committee on Corrections and Courts will be holding an executive session on Assembly Bill 250 today. I regret that I was unable to attend the public hearing, and on behalf of the Wisconsin Troopers' Association I want to register our wholehearted support for this critical piece of legislation.

This bill prohibits prisoners from throwing or expelling blood, semen, urine or feces at or toward an officer, employee, visitor or another prisoner. It also provides that a prisoner, if charged with such an offense, must undergo tests for the presence of communicable diseases.

This legislation confronts a significant public health and safety issue, and it is most certainly good public policy. I want to thank Representative Musser and Senator Moen for addressing this very important issue, and I urge the committee members to recommend for passage Assembly Bill 250. Thank you for your attention to this matter.

cc: Representative Terry Musser Senator Rodney Moen